

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA  
(Hon. Anthony J. Battaglia)**

ESTATE OF NOE ROJAS, by its personal representative Josefa Godinez Merida, ) Case no.: 09cv0227 BEN (AJB)

Plaintiffs, ) **ORDER GRANTING JOINT MOTION  
FOR PROTECTIVE ORDER**  
 )  
 )  
 ) **(Doc. No. 36)**

CITY OF SAN DIEGO, a municipal corporation, JACK PEARSON, an individual, PAUL GALANTE, an individual, SAN DIEGO POLICE DEPARTMENT, WILLIAM LANSDOWNE, an individual, and DOES 1-20 inclusive,

Defendants.

Good causing appearing, it is HEREBY ORDERED:

1. Defendant City of San Diego will produce, for plaintiff, an 83 page Internal Affairs memo pertaining to an incident on October 26, 2006 involving Officer Galante (hereinafter “IA Memo”).

2. Defendants will produce, for plaintiff, all other documents as ordered by this Court and/or by agreement of the parties.

3. The IA Memo shall be viewed only by Attorneys, their agents, employees and retained experts actively involved in this case.

4. Plaintiff's attorneys, their agents, employees, retained experts and anyone acting in concert with them and participating with them are ordered not to engage in nor perform any of

1 the following:

2           a. Convey, transfer, copy, publish or distribute the information ordered disclosed  
3           or developed nor authorize another to convey, transfer, copy, publish or distribute  
4           the information disclosed to anyone other than plaintiffs expert, investigator or  
5           client without court approval.

6           b. Use the records or information disclosed, discovered or developed for any  
7           purpose other than in conjunction with the instant civil case proceedings pursuant  
8           to applicable law.

9       5. Plaintiff's attorney, upon request, shall return any and all materials disclosed pursuant  
10      to this stipulation and order to Keith Phillips, Chief Deputy City Attorney, 1200 Third Avenue,  
11      Suite 1100, San Diego, California, immediately upon final disposition of this case.

12       6. Upon the conclusion of the case, the Court shall retain jurisdiction to resolve any  
13      disputes arising out the release of any documents protected by this order.

14       7. The Court has the authority to modify, at any time, the terms of this protective order  
15      on public policy grounds.

16       8. No documents will be presented to the Court, under seal, without first obtaining Court  
17      approval.

18           SO ORDERED.

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21      DATED: July 13, 2010

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23           Hon. Anthony J. Battaglia  
24           U.S. Magistrate Judge  
25           United States District Court